

REMARKS

Rejections

Rejections under 35 U.S.C. § 101

Claims 23-28

Claims 23-28 stand rejected under 35 U.S.C. § 101 as being directed to non-statutory subject matter. The Examiner asserts that independent apparatus claim 23 is not tangible because the claim elements recite software elements. Applicant respectfully disagrees. Independent claim 23 claims an apparatus comprised of several modules. The corresponding hardware structure for claim 23 is described in Figures 2-3 and paragraphs 0020-0022 and 0032. In this section of the Applicant's application, the Applicant recites a computer that comprises memory with several modules corresponding to the functionality recited in claim 23. Claims 24-28 are similarly supported. Therefore, Applicant respectfully submits that claims 23-28 are directed to statutory subject matter and respectfully requests the withdrawal of the rejection.

Rejections under 35 U.S.C. § 103

Claims 17-18, 21-24, 27-30, 33-36 and 39-40

Claims 17-18, 21-24, 27-30, 33-36 and 39-40 stand rejected under 35 U.S.C. § 103(a) as obvious over U.S. Patent 6,697,838 to Jakobson et al. (previously cited) in view of U.S. Patent 6,230,199 to Revashetti.

Jakobson allows a user to create and display notes specific to a web page. The notes are stored locally on a user's computer and are displayed in a separate frame from the web page.

Revashetti discloses a system that inventories the software and hardware components of a user's computer. Based on that inventory, the system markets to the user products associated with the user's computer. Revashetti does not disclose inventorying products associated with a displayed web page.

The Examiner asserts that Jakobson and Revashetti can be combined by modifying the user notes taught by Jakobson to include the product advertisements taught

by Revashetti. However, Jakobson specifically states that his invention is directed toward allowing a user to annotate a web page with the user's comments (Jakobson: col. 2, lines 19-22). There is nothing in Jakobson that suggests modifying a user's notes to include data created by someone else. Thus, modifying Jakobson's notes to include downloaded product advertisements would change the principal of operation of Jakobson. Accordingly, the combination of Jakobson and Revashetti is improper [MPEP: 2143.01 VI].

Furthermore, neither reference discloses correlating supplemental information particular to a user about a product as claimed in independent claims 17, 23, 29, and 35. In particular, neither reference displays on a web page, supplemental product information entries from a database on a device that displays the web page to the user as claimed. Therefore, the combination fails to teach or suggest each and every limitation of Applicant's invention as claimed.

Accordingly, Applicant respectfully submits that the claims 17-18, 21-24, 27-30, 33-36 and 39-40 are not rendered obvious by the combination of Jakobson and Revashetti, and requests the withdrawal of the claims under 35 U.S.C. § 103(a) over the combination.

Claims 19-20, 25-26, 31-32 and 37-38

Claims 19-20, 25-26, 31-32 and 37-38 stand rejected under 35 U.S.C. § 103(a) as being obvious over Jakobson and Revashetti in view of U.S. Patent No. 6,014,635 to Harris et. al. (previously cited). Claims 19-20, 25-26, 31-32 and 37-38 depend from one of independent claims 17, 23, 29 and 35. Jakobson and Revashetti do not teach or suggest Applicant's invention as claimed in claims 17, 23, 29 and 35. Harris is directed towards providing a discount credit based transition network. Nevertheless, Harris contains no disclosure directed toward supplemental information particular to a user about a product displayed on a web page as claimed. In particular, Harris contains no disclosure that displays on a web page, supplemental product information entries in database on a device that displays the web page to the user as claimed. Because Harris does not teach or suggest this claimed element that is missing in the Jakobson and Revashetti combination, the Jakobson, Revashetti and Harris combination cannot be

properly interpreted as disclosing Applicant's invention as claimed in claims 19-20, 25-26, 31-32 and 37-38.

Moreover, because the combination of Jakobson and Revashetti is improper, the combination of Jakobson, Revashetti and Harris is also improper.

Therefore, combination of Jakobson, Revashetti and Harris cannot render obvious Applicant's claims 19-20, 25-26, 31-32 and 37-38, and Applicant respectfully requests the withdrawal of the rejection of the claims under 35 U.S.C. § 103(a) over the combination.

SUMMARY

Claims 17-40 are currently pending. In view of the foregoing amendments and remarks, Applicant respectfully submits that the pending claims are in condition for allowance. Applicant respectfully requests reconsideration of the application and allowance of the pending claims.

If the Examiner determines the prompt allowance of these claims could be facilitated by a telephone conference, the Examiner is invited to contact Sue Holloway at (408) 720-8300 x3476.


Deposit Account Authorization

Authorization is hereby given to charge our Deposit Account No. 02-2666 for any charges that may be due. Furthermore, if an extension is required, then Applicant hereby requests such extension.

Respectfully submitted,

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